



Dept.: E/M

By: GJM/PAS/scm

OSMM&N File No. 250162US2

Serial No. 10/796,106

In the matter of the Application of: Masahiro YAMADA, et al.

For: DISTRIBUTION NETWORK MONITORING AND CONTROL SYSTEM

Due Date: N/A

The following has been received in the U.S. Patent Office on the date stamped hereo

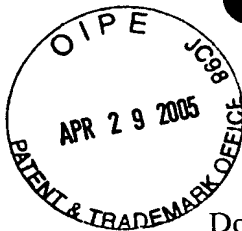
- ☒ Dep. Acct. Order Form
- ☒ Information Disclosure Statement (copy) ☒ PTO-1449 (copy)
- ☒ Filing Receipt filed on 04/26/04 (copy)
- ☒ PTO Short Cover Letter
- ☒ Petition for Consideration IDS



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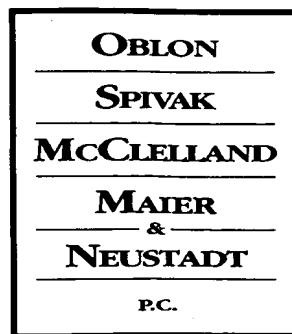
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Docket No.: 250162US2

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313



ATTORNEYS AT LAW

RE: Application Serial No.: 10/796,106  
Applicants: Masahiro YAMADA, et al.  
Filing Date: March 10, 2004  
For: DISTRIBUTION NETWORK MONITORING AND  
CONTROL SYSTEM  
Group Art Unit: 2125  
Examiner: Jarret, Ryan A.

SIR:

Attached hereto for filing are the following papers:

**Filing Receipt, Petition**

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

**COPY**

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

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Docket No. 250162US2



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF : Masahiro YAMADA, et al.  
: GROUP: 2125  
SERIAL NO.: 10/796,106 : DATE ALLOWED: March 7, 2005  
FILED: March 10, 2004 : EXAMINER: Jarrett, Ryan A.  
FOR: DISTRIBUTION NETWORK :  
MONITORING AND CONTROL  
SYSTEM

PETITION FOR CONSIDERATION UNDER 37 CFR §1.181(a)(3) RE:

INFORMATION DISCLOSURE STATEMENT FILING(S)

COMMISSIONER FOR PATENTS  
Alexandria Virginia, 22313

**COPY**

SIR:

This is a Petition pursuant to 37 CFR §1.181(a)(3) requesting that the Examiner be instructed by the Commissioner or his representative to notify Applicants of proper consideration of the information disclosure statement (IDS) that was filed on April 26, 2004.

STATEMENT OF FACTS

On April 26, 2004, Applicants filed the above-noted IDS under 37 CFR §§1.97 and 1.98, which filing is clearly documented by the attached copy of the associated date-stamped Mail Room receipt and copies of the IDS papers including the Form PTO 1449 and cited references (2). The PTO has not responded to this IDS filing by supplying Applicants with a copy of the Forms PTO 1449 filed on April 26, 2004, that has been properly initialed by the Examiner. Specifically,

reference "AO" (Japanese Document No. 63-109694) was crossed out by the Examiner, as having not been considered, without any explanation.

**POINT FOR REVIEW**

The point for review is why Applicants have not been provided a copy of the above-noted Form PTO 1449 filed on April 26, 2004, properly initialed by the Examiner in compliance with the rules.

**ACTION REQUESTED**

In light of the above, it is respectfully requested that the Examiner be directed to provide Applicants a copy of the above-noted Forms PTO 1449 filed on April 26, 2004, properly initialed by the Examiner in compliance with the rules.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND  
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